

## Exhibit 1

Applicant: Joar Opheim  
Serial Number: 10/646,898  
Filed: Aug. 22, 2003  
Examiner: Isis Ghali  
Group Art Unit: 1615

### DECLARATION UNDER 37 C.F.R. Section 1.132

I, Joar Opheim declare and say as follows:

I am a citizen of Norway and reside in Aptos, CA.

I am the inventor in the above identified patent application, and am the Chief Executive Officer of Nordic Naturals, Inc., the assignee of this application. Nordic Naturals manufactures and sells various fish oil products, among which are the flavored gelatin capsules which are the subject of this patent application. These flavored capsules have been a great commercial success over the past few years. The sales of various products are summarized in the table, below for comparison.

Bottles Sold	Flavored Gel Capsules	Unflavored Gel Capsules	Flavored Liquids	Non-Flavored Liquids
2003	402,912	30,628	140,278	673
2004	806,997	35,211	289,747	13,631
2005	1,396,520	36,569	411,390	29,774
2006 (through June)	995,917	28,081	240,701	18,477

It can be seen that the flavored capsules were much more popular than the other products and I attribute this in significant part to the flavored capsules. These flavored capsules are unique to Nordic Naturals and have showed a higher growth rate than capsules without flavoring and the general market for fish oil capsules.

In July 2006, the Flavored Gel Capsules represented approximately 43% of the United States market for fish oil capsules sold in Health Food Stores.

All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issuing hereon.

Further declarant saith not.

  
Joar Opheim Date: 9.21.06.